THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 12462 of 2007

Dated: 10.07.2007

Between:

P. Bismillah Khan.

.... PETITIONER

AND

The General Manager (Personnel),
State Bank of India,
Local Head Office, Koti, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 12462 of 2007

Order:

The petitioner states that his brother, namely Pathan Rasool Khan died in harness on 17.11.1996 while he was in service in the respondent-Bank. The case of the petitioner is that his brother divorced his wife and had executed a Will Deed on 16.10.1996 in his favour and in favour of his mother bequeathing his service benefits. After the death of his brother, the wife of his brother filed O.P.
No. 1350 of 1999 on the file of II Additional Chief Judge, City Civil Court, Hyderabad, seeking to issue succession certificate in her favour for release of settlement dues of his brother, and the said O.P. was allowed, by order dated 03.07.2002. Aggrieved by the same, the petitioner and his mother preferred an appeal being C.M.A. No.2880 of 2002, and this Court remanded the matter to the lower Court for fresh disposal. Thereafter, the II Additional Chief Judge, City Civil Court, Hyderabad, dismissed the said O.P. No. 1350 of 1999, by order dated 10.11.2005, and the same has attained finality, as there is no appeal filed against the said orders. The grievance of the petitioner is that after dismissal of the said O.P., he made a representation dated 06.12.2006 requesting the respondents to release the service benefits of his brother and to provide him compassionate appointment, but no orders thereon have been passed till date. Hence, he filed the present writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent-Bank.

Since the representation of the petitioner, dated 06.12.2006, is said to be pending consideration before the respondents, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with the following directions:

The respondents are directed to consider the representation, dated 06.12.2006, of the petitioner and pass appropriate orders thereon in accordance with law, expeditiously.

Accordingly, the writ petition is disposed of. No costs.

N.V. RAMANA, J.

Date: 10.07.2007
NSR